

ALITJL

SERIES

OCTOBER, 1908

No. 6.

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Alabama Girls Industrial School Bulletin

LEGISLATIVE

PUBLISHED QUARTERLY BY
ALABAMA GIRLS INDUSTRIAL SCHOOL
MONTEVALLO, ALABAMA

Entered as second class mail matter.

Alabama
Girls Industrial School
Bulletin

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MONTEVALLO, ALABAMA

In this bulletin we give the acts of the Legislature pertaining to the School since its establishment, and the act of Congress granting public lands to the school.

Hon. Frank N. Julian, Secretary of State, furnished certified copies of all the acts except the Revised Charter which was copied from the Code of 1907. We are indebted to former Congressman William F. Aldrich for the copy of the act of Congress.

Senate Bill No. 5, by Sol D. Bloch.

AN ACT

To Create and Establish an Industrial School in the State of Alabama for White Girls.

Section 1. Be it enacted by the General Assembly of Alabama, That an industrial school for the education of white girls in Alabama is hereby established and shall be located and organized as hereinafter provided.

Sec. 2. Be it further enacted, That the governor of the State shall nominate and appoint, by and with the advice and consent of the Senate, one person from each of the congressional districts of the State and two from the State at large, together with the governor, superintendent of education and auditor of the State, shall be trustees, and to serve as such for six years, except the governor, superintendent of education and auditor of the State, who shall serve for the terms of their election by the people of Alabama. Immediately after they shall be assembled, in consequence of their first appointment they shall be divided equally into three classes. the term of the first class shall expire two years from the date of their appointment; the second class four years from the date of their appointment, and the third class at the expiration of the date of their appointment, so that one-third may be chosen every second year. If vacancy happen by resignation or otherwise, the governor may make temporary appointments until the next meeting of the General Assembly. The governor shall be ex-officio a member of said board of trustees, and shall act as president thereof in all of their meetings, when present, but in his absence they may choose a president pro tem. Five of the board of trustees shall be a quorum for the transaction of business.

Sec. 3. Be it further enacted, That the secretary of State shall furnish a certificate to each trustee within ten days of his appointment, notifying him that he has been so appointed and elected; and if any trustee fail for the space of thirty days to inform the governor of his acceptance, then his appointment shall be void and his place shall be filled as heretofore provided in cases of vacancy.

Sec. 4. Be it further enacted, That the board of trustees of said institute, and their successors in office be, and the same are hereby declared to be a body politic and corporate, and shall have a common seal, shall sue and be sued, contract and be contracted with, and may own, purchase, sell and convey property, both real and personal.

Sec. 5. Be it further enacted, That the governor shall, as ex-officio president, convene the board of trustees of said industrial school to consider any business connected with the same, whenever he shall deem it expedient to do so; that the said trustees shall elect a secretary of the board, whose duty it shall be to record in a well bound book all of the proceedings had by said board, and shall be allowed such compensation for his or her services as the board may deem proper; that the State treasurer shall be ex-officio treasurer of said board of trustees, whose duty it shall be to secure and safely keep all moneys belonging to the Alabama Girls' Industrial School for the education of white girls in industrial branches, and to disburse the same under the order of the board of trustees.

Sec. 6. Be it further enacted, That the said board of trustees shall possess all of the power necessary and proper for the accomplishment of the trust reposed in them, viz: The establishment and maintenance of a first-class industrial school for the education of white girls in the State of Alabama in industrial and scientific branches, at which said girls may acquire a thorough normal school education, together with a knowledge of kindergarten instruction and music; also a knowledge of telegraphy, stenography, photography and phonography, type-writing, printing, book-keeping, indoor carpentry, electrical construction, clay-modeling architectural and mechanical drawing, sewing, dress-making, millinery, cooking, laundry, house, sign and fresco painting, home nursing, plumbing, and such other practical industries as, from time to time, to them may be suggested by experience or tend to promote the general object of said girls' industrial school, to-wit: fitting and preparing such girls for the practical industries of the age.

Sec. 7. Be it further enacted, That the board of trustees shall appoint a president and professors of said school, and such other officers as they may think proper to put the same in successful operation, and shall make such laws, rules and regulations for the government of said officers as they may deem advisable. They shall regulate the rates of tuition, together with the course of discipline necessary to enforce the faithful discharge of the duties of all officers, professors and students. They shall divide the course of instruction into departments, so as to secure a thorough education, and the best possible instruction in all of said industrial studies, selecting careful and efficient professors in each department, and shall adopt all such by-laws and regulations as they may deem necessary to carry out all of the purposes and objects of said institution.

Sec. 8. Be it further enacted, That the board of trustees, as hereinbefore provided, shall receive as compensation for their services, their actual expenses in attending any of the meetings of the board of trustees, payable out of any funds belonging to said school.

Sec. 9. Be it further enacted, That as it is the object of this act to establish said industrial school for white girls, with as small an outlay annually as is consistent with the object to be attained, the said trustees shall prepare a general plan of said school, together with all the necessary departments, dormitories and out houses; also an estimate of the cost of necessary school furniture, including cost of buildings and department appliances, and shall build and establish in any one year, unless said building shall be secured by donation to the State, only such houses, dormitories and departments as they may deem for the best interest of said institution and of greatest practical importance.

Sec. 10. Be it further enacted, That the said board of trustees shall organize under the provisions of this act as soon as practicable after their appointment, and they shall immediately after their organization proceed to procure, by purchase or donation, a site for the location of the Alabama Girls' Industrial School for the education of the white girls of the State of Alabama in industrial and scientific studies. In selecting the site the trustees shall look to the convenience of the people of the State, the advantages and disadvantages of the different sites proposed, and shall locate the same at the place where most advantages are offered; Provided, that the location shall be at a place known to be free from annual epidemics; And provided further, that if the trustees to be appointed shall deem it best or the most practicable way of attaining the desired object, then it may be established as a branch of an already existing school.

Sec. 11. Be it further enacted, That as soon as said institution is prepared to receive pupils or students in three or more of the industrial studies hereinbefore enumerated, the said trustees shall apportion to each county its quota of scholars on the basis of the educable white girls between the ages of fourteen and twenty-one, in the State and several counties, and one pupil from each congressional district, whose tuition and board shall be absolutely free, and this number shall be increased from time to time as in the judgment of the trustees the finances of said institution shall warrant. Said free scholarship shall be awarded at the annual meeting of the girls' industrial school upon the recommendation of the trustee from the congressional district from which said pupil is appointed, and the several superintendents of education in the

counties shall advertise it in some newspaper published in said county, and after the expiration of two weeks from said advertisement, shall, by and with the approval of the county commissioners or court of county revenues, commission such number of white girls to said institution as such county is entitled to. The presentation of such certificate, over the signature of the probate judge of said county, shall entitle the person so commissioned to admission into said school, with all its privileges for the course of study selected; Provided, that the appointing board shall give the preference to the applicants least able to educate themselves if they have the requisite qualifications; Provided, however, that nothing in the provisions of this act shall be held to prevent any white girl in this State from attending said school upon the payment of her board and tuition.

Sec. 12. Be it further enacted, That the sum of five thousand dollars for the year eighteen hundred and ninety-five, and ten thousand dollars for the year eighteen hundred and ninety-six, be, and the same is hereby appropriated, or so much thereof as may be necessary out of any funds in the State treasury not otherwise appropriated. The same shall be drawn from the State treasury by the board trustees on vouchres audited by the board and approved by the governor, and filed in the auditor's office. Such vouchers shall contain a clear and full statement of the purpose for which they are given. Upon the filing of such vouchers the auditor of the State shall draw his warrant on the State treasurer for the same, from time to time, as funds may be needed to pay the officers and professors of said school, or for any other necessary proper object connected with building, buying site and properly equipping said institution with everything needed in each department.

Sec. 13. Be it further enacted, That said board of trustees shall determine and fix the salaries of each officer, employe and professor in said institute; provided said salaries in any one department shall not exceed those now allowed to professors in the agricultural and mechanical college.

Sec. 14. Be it further enacted, That this act shall take effect and be in full force from and after the first day of January, 1895.

Approved February 21, 1893.

House Bill No. 511, by Virgil Bouldin.

AN ACT

To amend an act entitled "an act to create and establish an industrial school for white girls in the State of Alabama."

Section 1. Be it enacted by the General Assembly of Alabama, That section two of an act to create and establish an industrial school for white girls in the State of Alabama, approved February, 1893, be amended so as to read as follows: Section 2. Be it further enacted, That the Governor of the State shall nominate and appoint, by and with the advice and consent of the Senate, one person from each of the congressional districts of the State, and two from the State at large, who, together with the Governor and state superintendent of education, shall be trustees, and to serve as such for six years except the Governor, and superintendent of education, who shall serve for the terms of their election by the people of Alabama. Immediately after they shall be assembled in consequence of their first appointment, they shall be divided equally into three classes. The term of the first class shall expire two years from the date of their appointment, the second class four years from the date of their appointment, and the third class six years from the date of their appointment, so that one-third shall be chosen every two years: If vacancy happen by resignation or otherwise, the Governor may make temporary appointments until the next meeting of the General Assembly. The Governor shall be ex-officio a member of the board of trustees, and shall act as president in all their meetings, when present, but in his absence they may choose a president pro-tem. Five of the board of trustees shall be a quorum for the transaction of business.

Sec. 2. Be it further enacted, That section five of said act be amended so as to read as follows: Section 5. Be it further enacted, That the Governor shall, as ex-officio president, convene the board of trustees of said industrial school to consider any business connected with the same, whenever he shall deem it expedient to do so; that the trustees shall elect a secretary of said board, whose duty it shall be to record in a well bound book all the proceedings had by said board, and shall be allowed such compensation for his or her services as the board may deem proper, not to exceed one hundred dollars per annum. The board of trustees may also elect a treasurer for said industrial school who shall hold and disburse all the funds belonging to said school on the order of the

board of trustees, and shall receive such compensation as the board shall deem proper, not to exceed one hundred dollars per annum.

Sec. 3. Before entering upon the duties of his office said treasurer shall give bond in such sum as the board of trustees may prescribe, conditioned to faithfully discharge his duties as such treasurer, which bond shall be approved by the Governor, and filed in the office of the secretary of State. The treasurer shall take vouchers for all moneys disbursed by him under the order of the board of trustees, which shall be filed with, and recorded by the secretary of the board, and shall make reports to the board, when they may deem advisable.

Sec. 4. Be it further enacted, That section twelve of said act be amended so as to read as follows: Section 12. The sum of five thousand dollars for the year eighteen hundred and ninety-five, and ten thousand dollars for the year eighteen hundred and ninety-six, be, and the same is hereby appropriated, or so much thereof as may be necessary out of any funds in the State treasury not otherwise appropriated for the establishment and maintenance of said school. Such funds, and any other funds appropriated for such purpose from time to time, may be drawn from the State treasury by the board of trustees on vouchers audited by the board and approved by the Governor, and filed in the auditor's office. Such vouchers shall contain a clear and full statement of the purpose for which they are given. Upon the filing of such vouchers the auditor shall draw his warrant on the State treasurer for the same. When a treasurer for said industrial school shall have been appointed and qualified by the execution of a bond as hereinbefore provided, the board of trustees may by order entered upon the minutes direct any part of the funds so appropriated by the State to be paid over to the treasurer to be disbursed by him on the order of the board of trustees. A copy of such order, certified by the Governor, and countersigned by the secretary of the board, shall constitute a voucher upon which the auditor shall draw his warrant on the treasurer of the State in favor of the treasurer of the industrial school for the amount thereof.

Sec. 5. Be it further enacted, That the board of trustees shall make, or cause to be made to the General Assembly, at each session thereof, a full report of their transactions, and of the condition of the school, including an itemized account of all receipts and disbursements on account of the school by those charged with its financial affairs.

Approved February 18th, 1897.

House Bill No. 1236, by J. W. McQueen.

AN ACT

To carry into effect a pending bill in Congress of the United States entitled, "An act to grant lands To the State of Alabama for the use of the Industrial School for Girls of Alabama and of the Tuskegee Normal and Industrial Institute.

Section 1. Be it enacted by the General Assembly of Alabama, That upon the enactment into law of a pending bill in the Congress of the United States of America, entitled, "An act to grant lands to the State of Alabama for the use of the Industrial School of Alabama for Girls and of the Tuskegee Normal Institute," the governor of Alabama shall be, and is hereby authorized to appoint a commissioner who shall examine the public lands lying within the State of Alabama, and to select therefrom such lands as in his opinion should be selected by the governor for the use of said school and institute under said act of Congress, and to report to the governor a detailed statement of the character, description and value of all said lands so selected.

Sec. 2. Be it further enacted, That said commissioner shall receive as compensation in full for all services rendered by him under this act, a salary at the rate of two thousand dollars per annum for the time he is so engaged in said work, and his necessary expenses in examining said public lands and selecting and reporting such as he recommends to be selected by the governor: Provided, he shall not be so engaged for more than two years from the date of his appointment. Said salary shall be paid out of any moneys in the State treasury not otherwise appropriated, upon monthly warrants drawn by the auditor upon the treasurer in favor of said commissioner and approved by the governor.

Sec. 3. Be it further enacted, That one-half of all moneys paid out of the State treasury under this act shall be refunded and paid into said treasury by said Industrial School for Girls of Alabama, and one-half of such moneys shall be refunded and paid into said State treasury by said Tuskegee Normal and Industrial School, each one-half to be so refunded to be paid out of the first moneys received by said school and said institute from said lands.

Sec. 4. Be it further enacted, That before entering upon his duties said commissioner shall make and subscribe before some officer authorized to take and administer oaths, an oath that he will faithfully and honestly discharge his duties as such, and he shall

make, execute and deliver to the governor a bond in the sum of ten thousand dollars, with at least two good, sufficient sureties, or with some surety company authorized by the laws of Alabama to become surety upon the official bonds in this State, conditional upon the faithful and honest discharge of his duties as such commissioner, said bond to be payable to the State of Alabama, for the use of said school and said institute.

Sec. 5. Be it further enacted, That the Governor of Alabama be, and he is hereby authorized to either adopt or reject the recommendations of such commissioner as to the selection of such lands, either in whole or in part.

Sec. 6. Be it further enacted, That the respective board of trustees of said school and institute may hold, lease or sell, or in any other manner not inconsistent with the grant or grants, dispose of any lands or estate, or property of any grant or grants by Congress, under such pending bill, to the State of Alabama, for their respective uses as to them shall respectively seem best for the purposes of said school and institute—each said board having such rights as to the lands, estate of property so granted for its use.

Approved February 17th, 1899.

Senate Bill No. 195, by F. S. Moody.

AN ACT

To appropriate to the Alabama Industrial School for White Girls, four thousand seven hundred and twenty-nine dollars, which has been appropriated once before.

Whereas, by an act of the General Assembly of Alabama entitled an act to create and establish an industrial school for white girls in the State of Alabama, approved February, 1893, five thousand dollars (\$5,000) was appropriated to the Alabama Industrial School for White Girls for the year 1895; and, whereas, so much time of said year was taken up in the location of the school and in other preliminaries that the school was not opened in said year, and only two hundred and seventy-one (\$271) of said appropriation was used; and, whereas, the auditor is in doubt whether he is now authorized to pay the balance of said appropriation for the year 1895; now therefore,

Section 1. Be it enacted by the general assembly of Alabama, That the sum of four thousand seven hundred and twenty-nine

dollars (\$4,729) being the unpaid balance of said appropriation for 1895, is hereby appropriated for said school, and the auditor is authorized to draw a warrant on the State treasurer for said sum in favor of the treasurer of said school, and the treasurer of the State is hereby instructed to pay said warrant.

Approved February 23rd, 1899.

House Bill No. 856, by W. W. Brandon.

AN ACT

To make appropriations for the ordinary expenses for the executive, legislative, and judicial departments of the State, for the interest on the public debt and for public schools.

Section 1. Be it enacted by the General Assembly of Alabama, That the following sums of money, or so much of each sum as may be necessary, be and they are hereby appropriated for the purposes hereinafter specified, to be paid out of any money in the State treasury not otherwise appropriated, for the fiscal years ending respectively on the 30th day of September, 1899, and on the 30th day of September, 1900, to-wit:

Subdivision 41. For the support and maintenance of Alabama Industrial School for White Girls, located at Montevallo, Alabama, fifteen thousand dollars for each year, in all, thirty thousand dollars.

Approved February 23rd, 1899.

Senate Bill No. 28, by C. W. Thompson.

AN ACT

To provide for the disposition of the lands granted by Congress to the Alabama Girls Industrial School and to make an appropriation of sixty-five thousand dollars to said school for the erection and equipment of suitable building for said school, that it may be enabled to use the income arising from the fund raised by the sale of said lands.

Section 1. Be it enacted by the General Assembly of Alabama, That for the purpose of paying off debts contracted in the erection

of buildings, for the completion of the dormitory now in course of construction, for the purpose of erecting such other buildings, and furnishing the same, for providing an electric light plant, a system of water works and for the erection of such other buildings and improvements as the trustees of said school may deem necessary; there is hereby appropriated out of any funds in the treasury of this State, not otherwise appropriated, the sum of sixty-five thousand (\$65,000) dollars of which thirty-five thousand dollars shall be paid to the said school on the passage of this act, and fifteen thousand (\$15,000) dollars shall be paid to said school on the 1st day of April, 1901, and fifteen thousand (\$15,000) dollars shall be paid to said school on the 1st day of July, 1901.

Sec. 2. That the title to all the lands granted by the Congress of the United States to the State of Alabama, for the use of said Industrial School, be and the same is hereby retained, till the trustees of said school shall sell the same, which sale shall be made only with the approval of the Governor, and when said sale shall have been made, the Governor upon the request of said trustees, shall convey said lands to the person to whom they have sold the same, and all the proceeds arising from the sale of said lands shall be paid into the treasury of the State of Alabama, to remain forever as a fund for the use of said school, and upon which there shall be paid to said school, interest at the rate of six per cent. per annum, in quarterly installments.

Approved December 10, 1900.

House Bill No. 445, by John H. Wallace, Jr.

AN ACT

To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for public schools.

Be it enacted by the General Assembly of Alabama, That the following sums of money, or so much of each sum as may be necessary, be and the same are hereby appropriated for the purposes hereinafter specified, to be paid out of any money in the State treasury not otherwise appropriated, for the fiscal years ending respectively on the 30th day of September, 1901, and on the 30th day of September, 1902, to-wit:

Subdivision 41. For the support and maintenance of Alabama Industrial School for White Girls, located at Montevallo, Alabama, fifteen thousand dollars for each year, in all, thirty thousand dollars.

Approved December 13, 1900.

Senate Bill No. 391, by C. W. Thompson.

AN ACT

To grant a new charter to the Alabama Girls' Industrial School.

Section 1. Be it enacted by the General Assembly of Alabama, That the Girls' Industrial School, heretofore established at Montevallo, is hereby declared to be a body corporate under the corporate name of "Alabama Girls' Industrial School," and by that name may sue and be sued, contract, take and hold real and personal property and have all the powers of a corporation established to carry on a State educational institution of the highest grade and rank.

Sec. 2. That said corporation and school shall be governed and controlled by the trustees now in office till their several terms shall expire, when successors shall be appointed by the governor, by and with the advice and consent of the senate, who shall each hold office for the term of six years and until their successors are elected and qualified. Should any trustee die or resign, the governor shall appoint a trustee for the unexpired term.

Sec. 3. That said school is established for the purpose of giving therein instruction in the liberal arts and sciences; English language and literature, the science and art of teaching as a profession; music, drawing, painting, decorative art, botany, horticulture, floriculture, scientific dairying, cooking, sewing, dress-making, millinery, book-keeping, stenography, typewriting, telegraphy, and any and every branch of human knowledge or industry by which women may live.

Sec. 4. That the trustees of said school, by and with the advice and consent of the president and the faculty, shall have the power to confer regular and honorary degrees upon such persons as they deem worthy thereof, and to grant and confer degrees, diplomas or certificates of proficiency or distinction upon such students as may be entitled thereto under the laws established by the trustees governing this subject.

Sec. 5. That the trustees shall elect a president for a term to be fixed by them, who shall not be removed during the term for which he is elected except for just cause, which shall be explicitly set forth in writing in the minutes of the proceedings of the trustees and approved by a majority of all the trustees. No person shall be eligible to the office of president unless he is a graduate of some college or university of wellknown high standing, an educator by profession, of good moral character and possessing good business and administrative qualifications, and if a man, must be a married man. The trustees shall fix the salary of the president before electing a person to the office, and shall not decrease the amount thereof during the term of office without the consent of the president.

Sec. 6. The trustees shall establish such chairs or departments in said school as they deem necessary and proper, and fix the salary or compensation to be paid to the teachers or instructors therein, and upon the nomination of the president may elect all the teachers or instructors. Whenever a nomination is rejected by the trustees, the president shall not nominate the person rejected again within one year. Should the president fail or refuse to nominate, the trustees shall have the power to elect such teachers or instructors as they deem necessary or proper.

Sec. 7. The trustees shall elect a secretary, who shall hold his office for the term and receive such compensation as may be fixed by the trustees, and shall perform such services as may be required of him.

Sec. 8. The trustees shall elect a treasurer, who shall receive, hold and pay out all moneys belonging to said school or that may be paid in for the necessary expenses of any student in said school, or for her use and benefit, and the treasurer shall hold his office for the term and receive such compensation as may be fixed by the trustees. Before entering upon his duties, the treasurer must give bond in such penalty as the trustees may fix, payable to the Alabama Girls' Industrial School, with conditions that he faithfully receive, safely keep and lawfully pay out and promptly, fully and fairly account for all moneys or choses in action which may come to him by virtue of his office, and the trustees shall have the power to require a new bond or an additional bond whenever they judge that the interest of the school requires it; and shall, whenever the funds in the hands of the treasurer, or about to be received by him, are in danger of being lost, remove the treasurer from office and take from him all funds and choses in action belonging to said school or any pupil therein, and may in that event

appoint a temporary custodian with bond or surety to hold such funds.

Sec. 9. The secretary, treasurer and all other officers, agents or servants of the school who are required to keep, use or dispose of any property supplies of the school, shall keep accounts of their transactions in books to be furnished them by the trustees, which shall at all times be open to the inspection and examination of the president, the trustees or any one appointed by the trustees thereto, and any person withholding any book or books belonging to said school from the inspection of any officer entitled to examine the same, shall be guilty of a misdemeanor, and shall be immediately removed from his office or employment by the president or trustees.

Sec. 10. That any white girl residing in Alabama of good moral character, in good health and of sufficient physical and mental development to be judged of by the president and over the age of fifteen years, who shall comply with all the requirements prescribed by the trustees, may be admitted into said school, and upon completing the course of study prescribed at the time of her admission to the satisfaction of the faculty, shall receive the degree and diploma or certificate she may have earned. Whenever the accommodations of the school are sufficient to admit more students than apply from Alabama, then students from other States, Territories or foreign countries may be received and instructed in said school upon such terms and conditions as may be imposed by the trustees.

Sec. 11. That the property of said school of every kind and description shall forever be exempt from all taxes, municipal, county or State, and from all local assessments. The president and all other teachers and officers, who may be men, are exempt from jury duty and from working public roads or streets; and the salary, compensation or wages of all officers, teachers and servants of said school shall be exempt from the process of attachment or garnishment.

Sec. 12. That the trustees of said school shall have the right to appoint one student from each congressional district, possessing the qualifications hereinbefore prescribed, who shall be boarded and instructed in said school free of all charge for board, washing, lights, books or incidental fees, but a student shall not be eligible for appointment for more than four years.

Sec. 13. That as far as may be practicable students in said school shall be employed in giving assistance in any department or work of said school to enable them to obtain instruction therein, but students shall be employed only in cases and to the extent that

they may be able to render efficient service without injury to themselves or to the school.

Sec. 14. That all rights of property or action which may have accrued to said school before the approval of this character are hereby confirmed and preserved, and no grant or gift of any valuable thing or right shall fail by reason of a mistake in the name of this corporation or school; provided the intention to grant or give to this school may be derived from the words used in designating the beneficiary or grantee. That all powers, rights and remedies granted in and by the act to create and establish an industrial school in the State of Alabama for white girls, approved February 21, 1893, and in any act amendatory thereof, are hereby confirmed and preserved.

Sec. 15. That instruction in said school shall be given without charge to all pupils admitted who are residents of this State; whenever there are more applicants for admission into said school on or before the 1st day of August in any one year than can be received, the pupils admitted shall be appointed to every county according to the population thereof, as shown by the last census.

Approved March 4, 1901.

House Bill No. 237, by W. A. Handley.

AN ACT

To make appropriations for the ordinary expenses for the Executive, Legislative and Judicial Departments of the State, for the interest on the public debt and for public schools.

Section 1. Be it enacted by the Legislature of Alabama, That the following sums of money, or so much of each sum as may be necessary, be and the same are hereby appropriated for the purposes hereinafter specified, to be paid out of any money in the State Treasury, not otherwise appropriated for the fiscal years, ending respectively on the 30th days of September, 1903, 1904, 1905 and 1906, to-wit:

Subdivision 38. For interest on the Sixteenth section fund, valueless Sixteenth section fund, Surplus Revenue fund, and School Indemnity Land fund, for the public schools, one hundred and sixty-five thousand dollars for each year, and for interest on the fund arising on the sale of the land of the Alabama Girls' Industrial School, for each year, ten thousand dollars; Provided, that no such

interest shall be paid to the Alabama Girls' Industrial School on any amounts except such sums as are actually received from funds belonging to said school derived from the sale of its lands.

Subdivision 42. For the support and maintenance of the Alabama Industrial School for White Girls, located at Montevallo, Alabama, fifteen thousand dollars for each year.

Approved February 13, 1903.

Senate Bill No. 107, by W. R. Oliver.

AN ACT

To provide for the maintenance of the Alabama Girls' Industrial School.

Section 1. Be it enacted by the Legislature of Alabama, That there is hereby appropriated out of money in the treasury the sum of ten thousand dollars annually for the maintenance of the Alabama Girls' Industrial School, which sum shall be in addition to any other appropriations thereto otherwise made.

Sec. 2. That the sum of ten thousand dollars for the current year shall be due and payable upon the approval of this act, and two thousand five hundred dollars shall be payable the 1st of October, 1903, and a like sum of two thousand five hundred dollars on the first day of each quarter thereafter.

Sec. 3. All money appropriated by this act shall be paid at the time prescribed herein to the treasurer of said school.

Approved March 4, 1903.

House Bill No. 254, by A. S. Lyons.

AN ACT

To enable the "Alabama Girls' Industrial School" to pay for necessary buildings and other improvements.

Section 1. Be it enacted by the Legislature of Alabama, That there is hereby appropriated to the Alabama Girls' Industrial School, out of any money in the State Treasury, the sum of fifty thousand (\$50,000) dollars, to pay for buildings, machinery and

other necessary improvements which have been made for the said School and that are necessary to be made therefor. The fifty thousand dollars herein above appropriated shall be accepted by said Girls Industrial School as a payment or refunding of the funds of said school to the extent of this appropriation and said amount shall be deducted from said school fund if in the treasury, or as soon as the same may come into the treasury, and no interest shall be hereafter paid on the sum appropriated herein, after the approval of this act, and all laws and parts of laws in conflict with this act are hereby repealed.

Sec. 2. That forty thousand (\$40,000) dollars of this appropriation shall be due and payable on the approval of this act and ten thousand (\$10,000) dollars shall be due and payable on the first day of June, 1903.

Sec. 3. All money appropriated hereby, shall be paid as it becomes due, to the Treasurer of said School on the order of the President thereof, approved by the Governor.

Approved Sept. 16, 1903.

House Bill No. 269, by A. S. Lyons.

AN ACT

To make appropriations for the ordinary expenses for the executive, legislative, and judicial departments of the State, for the interest on the public debt and for public schools.

Section 1. Be it enacted by the Legislature of Alabama, That the following sums of money, or so much of each sum as may be necessary, be, and the same are hereby appropriated for the purposes hereinafter specified, to be paid out of any money in the State treasury, not otherwise appropriated, for the fiscal years, ending respectively on the thirteenth days of September, 1907, 1908, 1909 and 1910, to-wit:

Subdivision 34. For interest on the sixteenth sections fund, valueless sixteenth section funds, surplus revenue fund and school indemnity land fund for the public schools, one hundred and sixty-five thousand dollars for each year, and for the interest on the fund arising on the sale of the land of the Alabama Girls' Industrial School for each year, ten thousand dollars; provided, that no interest shall be paid to the Alabama Girls' Industrial School on any amounts except such sums as are actually received

from funds belonging to said school derived from the sale of its lands.

Subdivision 38. For the support and maintenance of the Alabama Girls' Industrial School for white girls located at Montevallo, Alabama, fifteen thousand dollars for each year.

Approved February 8, 1907.

House Bill No. 468, by S. W. John.

AN ACT

To provide for the payment of interest on the fund in the State treasury, the proceeds of lands sold by the "Alabama Girls' Industrial School." Whereas, the congress of the United States granted to the State of Alabama twenty-five thousand acres of land, upon condition 1. "That the proceeds of said lands, when sold or leased shall forever remain a fund for the use of the "Alabama Girls' Industrial School," and the State of Alabama accepted the grant upon that express condition; and by law authorized the sale of the lands and required the proceeds thereof to be paid into the State treasury, and bound the State, to pay to the school, interest, quarterly on all of this fund at the rate of six per cent. per annum; and there have been paid into the treasury on different dates from Nov. 18, 1902, various sums now amounting to \$36,556.68 and no interest has ever been paid to the school on any of this fund, therefore:

Section 1. Be it enacted by the Legislature of Alabama: That on the 31st of March, 1907, there shall be paid to the treasurer of the school, on the order of the president of the school, approved by the governor, the first amount of interest, computed at the rate of six per cent per annum, on the several amounts of this fund from the respective dates upon which they were severally paid into the State treasury up to March 31st, 1907, and thereafter on the last day of every quarter there shall be paid to the treasurer of the school in like manner, interest at the rate of six per cent per annum on the whole amount of the fund in the treasury at the close of the quarter, computing interest on any sum paid in, during the quarter.

Sec. 2. That the full amount of the proceeds of all lands sold, or leased, shall thereafter be paid into the State treasury and the

school shall, out of the money appropriated by the State for the maintenance of the school, pay all the expenses of caring for, protecting and selling the lands.

Approved February 28, 1907.

House Bill No. 467, by S. W. John.

AN ACT

To provide for the maintenance of the "Alabama Girls' Industrial School" and the complete equipment of its class rooms, laboratories and work shops and to build and furnish additional buildings therefor.

Section 1. Be it enacted by the Legislature of Alabama: That for the regular maintenance of the "Alabama Girls' Industrial School" there is hereby appropriated, annually, out of any money in the State treasury thirty-six thousand dollars to be paid in quarterly installments of nine thousand dollars to the treasurer of the school, upon the order of the president of the school, approved by the governor.

Section 2. There is hereby appropriated, out of any money in the treasury, the sum of fifty thousand dollars a year, for the four years 1907, 1908, 1909, and 1910, to be expended by the trustees of the school for the equipment of class rooms, laboratories, work shops and new buildings and the necessary furniture, fixtures, apparatus, machinery and things, therefor, and in the following order: 1. For the complete equipment of the class rooms, laboratories and work shops of the school. 2. For building an infirmary and quarantine hospital and furnishing the same. 3. For a power house and laundry away from the dormitory and equipping the same with boilers, engines, pumps and all necessary machinery and fixtures. 4. For the completion of the dormitory and additional dining room and kitchen and furnishing these. 5. For buying any needed land, or paying for it upon condemnation thereof. 6. For building and equipping greenhouses and propagating houses for department of horticulture and floriculture. 7. For building modern dairy and cow stables and equipping the same. 8. For an assembly hall or chapel and furnishing the same. The rest, if any, shall be used by the trustees in or upon the grounds, or buildings to the best interest of the school, and the whole of the two hundred thousand dollars shall be available

till used, but must not be drawn from the treasury, till actually needed, when it shall be paid to the treasurer of the school on the order of the president of the school. approved by the governor.

Sec. 3. The trustees may change the order in which the buildings are to be erected. whenever in their judgment the true interests of the school will be best subserved thereby.

Approved March 4, 1907.

House Bill No. 469, by S. W. John.

AN ACT

To amend section 12 of an act, to grant a new charter to The Alabama Girls' Industrial School, approved March 4th, 1901, and to confer additional powers on the trustees of the school.

Section 1. Be it enacted by the Legislature of Alabama, That section 12 of an act, to grant a new charter to "The Alabama Girls' Industrial School" be amended so as to read as follows: Section 12. That every trustee of the school shall have the right to appoint one student possessing the qualifications hereinbefore prescribed who shall be boarded and instructed in the school free of all charges for board, washing, lights, books and incidental fees, but a student shall not be eligible to appointment for more than four years, nor shall any girl be appointed under this provision who is able to pay for her education or whose parents or either of them has the ability to pay for her education in the school.

Section 2. Whenever the school needs any land near the school for any purpose of the school and the owner thereof is a minor or an insane person. or refuses to sell the land to the State for the use of the school, the trustees shall have authority to institute in the probate court of Shelby county, proceedings in the name of the State of Alabama, to condemn such land, which proceedings shall be conducted as near as may be possible in accordance with the provisions of section 1712-1742 of the code of 1896. It shall be the duty of the trustees to pay out of the funds of the school all costs of every condemnation proceeding instituted by them under the power hereby conferred.

Section 3. A trustee shall be ineligible to be elected to any office by the board of trustees.

Approved August 6th, 1907.

House Bill No. 41, by S. W. John.

AN ACT

To amend an act entitled an act to provide for the maintenance of the "Alabama Girls' Industrial School" and the complete equipment of its class rooms, laboratories and workshops and to build and furnish additional buildings therefor, as approved March 4th, 1907. Be it enacted by the Legislature of Alabama, that section 2 of an act entitled an act to provide for the maintenance of the "Alabama Girls' Industrial School" and the complete equipment of its class rooms, laboratories and work shops and to build and furnish additional buildings therefor, as approved March 4th, 1907, is hereby amended so as to read as follows:

Section 2. There is hereby appropriated, out of any money in the treasury, the sum of fifty thousand dollars a year, for the four years 1907, 1908, 1909 and 1910, to be expended by the trustees of the school for the equipment of class rooms, laboratories, work shops and new buildings and the necessary furniture, fixtures, apparatus, machinery and things, therefor, and in the following order: 1. For the complete equipment of the class rooms, laboratories and work shops of the school. 2. For building an infirmary and quarantine hospital and furnishing the same. 3. For a power house and laundry away from the dormitory and equipping the same with boilers, engines, pumps and all necessary machinery and fixtures. 4. For the completion of the dormitory and additional dining room and kitchen and furnishing these. 5. For buying any needed land, or paying for it upon condemnation thereof. 6. For building and equipping green houses and propagating houses for department of horticulture and floriculture. 7. For building modern dairy and cow stables and equipping the same. 8. For an assembly hall or chapel and furnishing the same. The rest, if any shall be used by the trustees in or upon the grounds or buildings to the best interest of the school and the whole of the two hundred thousand dollars shall be available till used, but must not be drawn from the treasury, till actually needed when it shall be paid to the treasurer of the school on the order of the president of the school approved by the governor. Provided, that the sums above appropriated for the years 1909 and 1910 shall be available on and after January 1st, 1908, if, in the judgment and discretion of the governor the condition of the State treasury will permit

said expenditure and he shall so certify to the State auditor, who shall draw his warrant accordingly on the direction of the governor.

Approved November 22. 1907.

REVISED CHARTER

Article 25, Vol. 1, Code 1907.

1912. Corporate name; rights and powers of.—“The Alabama Girls’ Industrial School,” heretofore established at Montevallo, is a body corporate under the corporate name of the “Alabama Girls’ Industrial School,” and by that name may sue and contract, take and hold real and personal property, and have all the powers of a corporation established to carry on a State educational institution of the highest grade and rank.

1913. Trustees; term of office; vacancy; how filled.—The corporation and school shall be governed by a board of trustees composed of the governor, the superintendent of education, one trustee from every congressional district, and two trustees from the State at large. The trustees from the odd numbered districts shall hold office till the first Monday after the second Tuesday in January, 1911, and till their successors are appointed and qualified, who shall hold office for a term of eight years, and till their successors are appointed and qualified.

The trustees from the even numbered districts and from the State at large shall hold office till the first Monday after the second Tuesday in January, 1915, and till their successors are appointed and qualified, who shall hold office for a term of eight years, and till their successors are appointed and qualified, and thereafter the term of office of every trustee shall be eight years.

Whenever a vacancy occurs in the office of trustee, the governor shall appoint a successor, who shall hold office till the next meeting of the Legislature, when the governor, by and with the advice and consent of the Senate shall appoint a trustee, who shall hold office for the unexpired term.

Upon the expiration of the term of office of any trustee the governor shall, by and with the advice and consent of the Senate, appoint a successor.

A trustee shall be ineligible to be elected to any office by the board of trustees.

1914. Purposes for which school established.—The school is established for the purpose of giving therein instruction in the liberal arts and sciences, and the following academic departments are established, for every one of which a professor shall be selected as hereinafter provided, namely:

1, English, literature and expression; 2, mathematics; 3, history and political economy; 4, psychology and education; 5, ancient languages; 6, modern languages; 7, chemistry and geology; 8, physics and astronomy; 9, biology, botany, floriculture, and horticulture.

And the following industrial departments are established, for every one of which a director shall be selected as hereinafter provided:

1, Art—drawing, painting, and designing; 2, vocal music; 3, instrumental music; 4, commercial—bookkeeping, stenography, typewriting, telegraphy; 5, domestic art—sewing, millinery, dress-making; 6, domestic economy—cooking, chemistry of foods; 7, dairying; 8, physical culture; 9, manual training.

And the trustees shall, from time to time, establish and maintain departments wherein every other branch of human knowledge or industry by which women may live shall be taught. The trustees may leave vacant the office of professor or director in any department, as the best interests of the school may require, and cause instruction to be given therein by some competent instructor selected as the professors and directors are selected.

The president, professors, and directors shall constitute the faculty of the school.

1915. Powers to confer honorary degrees, diplomas, certificates, etc.—The trustees of the school, by and with the advice and consent of the president and faculty, may confer regular and honorary degrees upon such persons as they deem worthy thereof, and may grant and confer degrees, diplomas, or certificates of proficiency or distinction upon such students as may be entitled thereto under the laws established by the trustees governing this subject.

1916. President; election and qualifications of.—The trustees shall elect a president for a term to be fixed by them, who shall not be removed during the term for which he is elected, except for just cause, which shall be explicitly set forth in the writing in the minutes of the proceedings of the trustees and approved by a majority of all of the trustees. No person shall be eligible to the office of president unless he is a graduate of some college or university of well-known high standing, an educator by profession, of good moral character, possessing good business and administrative qualifications, and if a man, must be a married man. The

trustees shall fix the salary of the president before electing a person to the office, and shall not decrease the amount thereof during the term of office without the consent of the president.

1917. Departments; professors and directors; how chosen.—The trustees shall establish such additional departments, academic and industrial, in the school as they deem necessary and proper, and fix the salary or compensation to be paid to the professors, directors, and instructors therein. The president of the school shall, by and with the advice and consent of the board of trustees, appoint all of the professors, directors, and instructors of all of the departments in the school. Whenever a nomination is rejected by the trustees the president, if he so desires, shall have reasonable time within which to make another nomination, but he shall not have the power to nominate any person rejected within one year thereafter. Should the president fail or refuse to nominate any one to be a professor, director, or instructor, the trustees shall elect such professors, directors, and instructors as they deem necessary or proper.

1918. Secretary to trustees.—The trustees shall elect a secretary, who shall hold office for the term and receive such compensation as may be fixed by the trustees, and shall perform such services as may be required of him.

1919. Treasurer; election, duties, and bond of.—The trustees shall elect a treasurer, who shall not be a trustee, who shall receive, hold, and pay out all moneys belonging to the school, or that may be paid in for the necessary expenses of any student in the school, or for her use and benefit, and the treasurer shall hold office for the term and receive such compensation as may be fixed by the trustees. Before entering upon his duties the treasurer must give bond in such penalty as the trustees may fix, payable to "The Alabama Girls' Industrial School," with conditions that he will faithfully receive, safely keep, and lawfully pay out, and promptly, fully, and fairly account for all moneys or choses in action which may come to him by virtue of his office, and the trustees may require a new bond, or an additional bond, whenever they judge that the interest of the school requires it.

1920. Removal of treasurer.—Whenever the funds in the hands of the treasurer, or about to be received by him, are in danger of being lost, the trustees may remove the treasurer from office and take from him all funds and choses in action belonging to the school or any pupil therein, and may, in that event, appoint a temporary custodian with bond or security to hold such funds.

1921. Books of institution kept; must be open to inspection.—The secretary, treasurer, and all other officers, agents, or servants

of the school who are required to keep, use, or dispose of any property or supplies of the school, shall keep accounts of their transactions in books to be furnished them by the trustees, which shall at all times be open to the inspection and examination of the president, the trustees, or any one appointed by the trustees thereto, and any person withholding such book or books belonging to the school from the inspection of any officer entitled to examine the same, shall be immediately removed from his office or employment by the president or trustees.

1922. Pupils admitted; qualifications of.—Any white girl residing in Alabama, of good moral character, in good health, and of sufficient physical and mental development, to be judged of by the president, and over the age of fifteen years, who shall comply with all the requirements prescribed by the trustees, may be admitted into the school, and upon completing the course of study prescribed at the time of her admission, to the satisfaction of the faculty, shall receive the degree and diploma or certificate she may have earned. Whenever the accommodations of the school are sufficient to admit more students than apply from Alabama, then students from other states, territories, or foreign countries may be received and instructed in the school upon such terms and conditions as may be imposed by the trustees.

1923. Property exempt from taxation.—The property of the school, of every kind and description, shall forever be exempt from all taxes, municipal, county, or State, and from all local assessments. The president, and all other teachers and officers, who may be men, are exempt from jury duty and from working public roads or streets; and the salary, wages, or compensation of all officers, teachers, and servants of the school shall be exempt from the process of garnishment or attachment.

1924. Scholarships.—Every trustee of the school shall have the right to appoint one student possessing the qualifications hereinbefore prescribed, who shall be boarded and instructed in the school free of all charges for board, washing, lights, books, and incidental fees, but a student shall not be eligible to appointment for more than four years, nor shall any girl be appointed under this provision who is able to pay for her education, or whose parents, or either of them, have the ability to pay for her education in the school.

1925. Duties of students.—As far as may be practicable students in the school shall be employed in giving assistance in any department of work of the school to enable them to obtain instruction therein, but students shall be employed only in cases and to the

extent that they may be able to render efficient service without injury to themselves or to the school.

1926. Rights conferred. etc.—All rights of property in action which may have accrued to the school before the adoption of this Code are confirmed and preserved, and no grant or gift of any valuable thing or right shall fail by reason of a mistake in the name of this corporation or school; provided the intention to grant or give to this school may be derived from the words used in designating the beneficiary or grantee. All rights, powers, and remedies granted in and by an act to create and establish an industrial school in the State of Alabama for white girls, approved February 21, 1893, and any act amendatory thereof, are confirmed and preserved.

1927. Instruction free.—Instruction in the school shall be given without charge to all pupils admitted who are residents of this State.

1928. Power to condemn property.—Whenever the school needs any land near the school for any purpose of the school, and the owner thereof is a minor or an insane person, or refuses to sell the land to the State for the use of the school, the trustees shall have authority to institute in the probate court of Shelby county proceedings in the name of the State of Alabama, to condemn such land, which proceedings shall be conducted as near as may be possible in accordance with the provisions of sections 3860-3903 (1712-1742) of the Code. It shall be the duty of the trustees to pay out of the funds of the school all costs of every condemnation proceeding instituted by them under the power hereby conferred.

1929. Appropriation for Girls' Industrial School.—For the regular maintenance of the Alabama Girls' Industrial School there is appropriated, annually, thirty-six thousand dollars, to be paid in quarterly installments of nine thousand dollars to the treasurer of the school upon the order of the president of the school.

Industrial school at Montevallo is a branch school and a part of the State.—Ala. Industrial School V. Reynolds, 143 Ala. 579 (42 So. 114.)

1930. Title to and sale of lands of Industrial School for Girls'.—The title to all lands granted by the Congress of the United States to the State of Alabama, "for use of" said Industrial School, is retained until the trustees of the school shall sell the same, which sale shall be made only with the approval of the governor, and when any sale shall have been made, the governor, upon the request of the trustees, shall convey the lands to the purchaser, and all the proceeds arising from the sale of lands shall be paid into

the treasury of the State to remain forever as a fund for the use of the school, and upon which there shall be paid to the school interest at the rate of six per cent per annum, in quarterly installments.

1931. Deposit of proceeds of sales, leases, etc., of school lands; payment of expenses of selling, etc.—The proceeds of all lands sold or leased by the Alabama Girls' Industrial School shall be paid into the State treasury. and the school, out of the money appropriated by the State for the maintenance of the school, shall pay all the expenses of caring for, protecting, and selling the lands.

1932. Interest on land fund paid quarterly.—On the last day of every quarter the State treasurer shall pay to the treasurer of the Alabama Girls' Industrial School, upon the order of the president of the school, interest at the rate of six per cent per annum on the whole amount of the fund in the State treasury at the close of every quarter, arising from the sale of lands, and upon every sum paid into the State treasury before the current quarter upon which interest has never been paid; and all laws or parts of laws in conflict herewith are hereby expressly repealed. It being the purpose and intent of the State of Alabama to execute in good faith the trust reposed in it by Congress when granting the lands to the State for the benefit of the school, and to preserve the proceeds arising from the lease or sales of the lands of the school so granted by Congress as a fund forever, and to pay the interest thereon for the support and maintenance of the school.

LAND GRANT BY UNITED STATES.

Senate Bill 2768, by John T. Morgan.

A Bill (S. 2768.) To grant lands to the State of Alabama for the use of the Industrial School for Girls of Alabama and of the Tuskegee Industrial and Normal Institute.

Be it enacted. etc. That the Governor of the State of Alabama be and he is hereby authorized to select out of the unoccupied and uninhabited lands of the United States within the said State 25,000 acres of land and shall certify the same to the Secretary of the Interior, who shall forthwith upon receipt of said certificate, issue to the State of Alabama patents for said lands: Provided,

that the proceeds of said lands when sold or least shall forever remain a fund for the use of the Industrial School for Girls' of Alabama located at Montevallo, Ala.

Approved February 18, 1899.



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